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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/689,442	10/20/2003	Robert P. Serina	SERINA-01	3381

7590 09/22/2005

Mitchell A. Stein, Esq.  
STEIN LAW, P.C.  
Suite 4  
24 Woodbine Avenue  
Northport, NY 11768

EXAMINER
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BAXTER, GWENDOLYN WRENN

ART UNIT	PAPER NUMBER
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3632

DATE MAILED: 09/22/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

This is the third Office Action for application serial number 10/689,442, Combined Curtain Rod and Shade Assembly, filed October 20, 2003.

***Response to Amendment***

The reply filed on July 7, 2005 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s):

Applicant used the status identifiers (as amended) for claim 1. Additionally, claim has been presented with a series of lines throughout the claim. See attachment. It is unclear if applicant is amending the claim or merely stating a previously presented claim. Clarity is requested. If applicant's intention is to amend the claim then it is suggested that applicant use the status identifier, (currently amended) for claim 1. The claim must include markings to indicate the change. If applicant's intention is to present a claim previously presented, then the status identifier should read (previously presented) for claim 1. The claim should be stated including the change previously made.

Although applicant has generally alleged that the claims define a patentable invention without specifically pointing out how the language of the claims distinguishes them from the references. Applicant must clearly point out the patentable novelty, which he or she thinks the claims present in view of the state of art disclosed by reference cited or objections made. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**

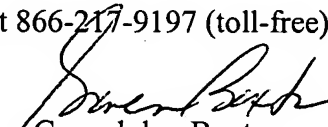


***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Gwendolyn Baxter whose telephone number is 571-272-6814. The examiner can normally be reached on Monday-Wednesday, 8:30am -4:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Robert Olszewski can be reached on 571-272-6788. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

  
Gwendolyn Baxter  
Primary Examiner  
Art Unit 3632

September 13, 2005

### COMPLETE LISTING OF ALL CLAIMS

Claim 1: (as amended) A combined curtain rod and shade assembly for a windowed device having two opposing corners attached to sheet rock with studs therebehind and a window therebetween having a frame, comprising:

- (a) a pair of conforming and opposing virtually 90 degree angled member portions for meeting the corner between the window and the frame, having a rear portion thereto, in which, on the side of each, is presented a coupling device for acceptance of a rod for a shade assembly, on the 90 degree recess a coupling device for enabling at least one curtain rod assembly for hookable assemblage such that the distance traversed between the two member portions is effectively the width of the window;
- (b) an adhesive material on the rear portion of each of said angled member portions; and
- (c) a multiplicity of screw holes and screws of such length sufficient to enable passage through the sheet rock and into the studs.

Claim 2: (withdrawn without prejudice) The curtain rod and shade assembly of claim 1, further comprising a multiplicity of screw holes and screws of such length sufficient to enable passage through the sheet rock and into the studs.

Claim 3: (unchanged) The curtain rod and shade assembly of claim 1, wherein the windowed device further comprises molding, and the adhesive material further comprises foamed material such that upon installation the foamed material conforms with the molding for a tight fit assembly.